

BILL NO. 86-10

AS AMENDED

COUNTY COUNCIL

OF

HARFORD COUNTY, MARYLAND

BILL NO. 86-10 (AS AMENDED)

Introduced by Council President Hardwicke at the  
request of the County Executive

Legislative Day No. 86-5 Date February 18, 1986

AN ACT to repeal and re-enact, with amendments, Section 24-6(d), heading, Provision of Water and Sewer Services, of Article I, heading, In General, of Chapter 24, heading, Water and Sewers, of the Harford County Code, as amended; to provide for reimbursement by the property owner to the developers for costs incurred in the construction of water and sewer facilities within the County service area; and to further provide for the collecting and remitting of monies to the developer.

By the Council, February 18, 1986

Introduced, read first time, ordered posted and public hearing scheduled

on: March 18, 1986

at: 6:30 P.M.

By Order: Angela Markowski, Secretary

#### PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 18, 1986 and concluded on March 18, 1986

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 86-10

AS AMENDED

1 Section 1. Be It Enacted By The County Council of Harford County,  
2 Maryland, that Section 24-6(d), heading, Provision of Water and  
3 Sewer Services, of Article I, heading, In General, of Chapter 24,  
4 heading, Water and Sewers, of the Harford County Code, as amended,  
5 be, and it is hereby repealed and re-enacted, with amendments,  
6 all to read as follows:

7 Chapter 24. Water and Sewers.

8 Article I. In General.

9 Section 24-6. Provision of Water and Sewer Services.

10 (d) Developer initiated projects.

11 (1) Projects to provide service to proposed or approved  
12 developments or subdivisions shall be installed at the expense of  
13 the developer in accordance with the rules, regulations and  
14 specifications adopted by the department. Where the County's  
15 basic facilities are such that service cannot be provided to a  
16 particular development or subdivision, if adequate capacity to  
17 serve is available, the developer may, if a public works agreement  
18 is properly executed and the project is included in the Water and  
19 Sewer Plan, construct the basic facilities at his own [unreimburs-  
20 able] expense, in accordance with the rules, regulations and  
21 specifications of the department, and convey the facilities to the  
22 County. The County may purchase rights-of-way, easements or fee  
23 simple title to land for the facilities and be reimbursed by the  
24 developer if the project is properly provided for in the Capital  
25 Budget and Water and Sewer Plan.

26 (2) IN ADDITION TO ANY CHARGES OR FEES ASSESSED PURSUANT  
27 TO CHAPTER 24, A RECOUPMENT FEE SHALL BE LEVIED AGAINST AND  
28 COLLECTED FROM ANY OWNER OF PROPERTY PHYSICALLY BENEFITED BY WATER  
29 AND SEWER FACILITIES BUILT PURSUANT TO A COUNTY PUBLIC WORKS  
30 AGREEMENT WHICH REQUIRES THE COUNTY TO COLLECT AND REMIT MONIES  
31 TO THE DEVELOPER AS REIMBURSEMENT FOR ~~HIS-EXPENSES-INCURRED-IN-THE~~  
32 ~~CONSTRUCTION OF THE BASIC FACILITY-~~ PROJECT EXPENSES AS DEFINED

1 IN THAT PUBLIC WORKS AGREEMENT. THE RECOUPMENT FEE SHALL BE  
2 COLLECTED FROM THE OWNER OF PROPERTY, OTHER THAN THE DEVELOPER, AT  
3 THE TIME OF COLLECTION OF THE AREA CONNECTION CHARGE. THE  
4 RECOUPMENT FEE SHALL BE INCLUDED IN THE PUBLIC WORKS AGREEMENT AND  
5 IN THE GENERAL RULES AND REGULATIONS OF THE DIVISION OF WATER AND  
6 SEWERS.

7 Section 2. And Be It Further Enacted that this act shall take  
8 effect sixty (60) calendar days from the date it becomes law.

9 EFFECTIVE: June 16, 1986

86-10

AS AMENDED

BY THE COUNCIL

BILL NO. 86-10 (as amended)

Read the third time.

Passed LSD 86-11 (April 15, 1986) (with amendments)

Failed of Passage \_\_\_\_\_

By order

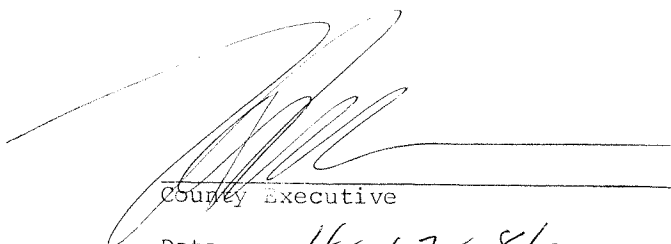
Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive  
for his approval this 16th day of April, 1986  
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

  
County Executive

Date

4-17-86

BY THE COUNCIL

This Bill (No. 86-10, as amended), having been approved by  
the Executive and returned to the Council, becomes law on  
April 17, 1986.

Angela Markowski, Secretary

EFFECTIVE DATE: June 16, 1986

86-10

AS AMENDED